

Docket No.  
115-3189-U

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### PROCESS FOR APPLYING PROTECTIVE AND DECORATIVE COATING ON AN ARTICLE

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on July 9, 1997 as United States Application No. or PCT International

Application Number 08/890,628

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Myron B. Kapustij, Reg. No. 26,748

Malcolm L. Sutherland, Reg. No. 19,720

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Full name of <del>sole</del> or first inventor	
Dennis Foster	
Sole or first inventor's signature	Date
<i>Dennis Foster</i>	8-29-97
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Second inventor's signature	Date
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Third inventor's signature <i>Heinrich Andreas Moebius</i>	Date <i>8-22-97</i>
Residence <b>HarbernusstraBe 43, D-41472 Neuss, Germany</b>	
Citizenship <b>GERMAN</b>	
Post Office Address <b>sane as residence</b>	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

ASSIGNMENT BEFORE PATENT

For good and valuable consideration received from Masco Corporation of Indiana, an Indiana corporation, having its offices and principal place of business in the City of Indianapolis, State of Indiana, we, Dennis Foster, of Carmel, Indiana, Larry M. McHugh, of Greenfield, Indiana, and Heinrich Andreas Moebius of Neuss, Germany, hereby sell, assign and set over unto the said Masco Corporation of Indiana, its successors or assigns, our entire right, title and interest to a certain invention entitled PROCESS FOR APPLYING PROTECTIVE AND DECORATIVE COATING ON AN ARTICLE as disclosed in our application for United States Letters Patent on said invention, bearing Attorney Docket No. 115-3189-D which we have executed on August 29, 1997; to said application; to any Letters Patent issuing thereon, and any Reissue, Division, or Continuation thereof; and to any Letters Patent in any country foreign to the United States that may be granted therefor; the right to file applications in countries foreign to the United States, under the International Convention or otherwise; and the right to claim priority based on the first filed application.

We agree to execute such papers including foreign applications and applications for Reissues, Divisions, and Continuations, and to perform such other proper acts as the assignee herein may deem necessary to secure to said assignee the rights herein assigned, and we authorize the attorney empowered to prosecute the application assigned herein to here insert the filing date and serial number of the application when known:

Serial No. 08/890,628 ; Filed July 9 , 1997

We hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent in accordance with this Assignment.

Dennis Foster  
Dennis Foster

Larry M. McHugh  
Larry M. McHugh

Heinrich Andreas Moebius  
Heinrich Andreas Moebius

State of Indiana     )  
County of            )

On this 29th day of August, 1997, before me personally appeared Dennis Foster, Larry M. McHugh and Heinrich Andreas Moebius, aforesaid, to me known to be the same persons described in and who executed the within instrument, who acknowledged the same to be their free act and deed.

Leslie K Emerson  
Notary Public

LESLIE K EMERSON  
NOTARY PUBLIC STATE OF INDIANA  
HAMILTON COUNTY  
MY COMMISSION EXP. AUG. 14, 1999